

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

**THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN**

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

MFA.No. 1268 of 2001(B)

**(AGAINST THE ORDER DATED 28/08/2001 IN OP NO. 427/99 AND IA NO.
535/2001 IN OP NO. 427/1999 ON THE FILE OF THE FAMILY COURT, MANJERI)**

APPELLANT/RESPONDENT:

**THAIPARAMBIL HAMZA,
AGED 52 YRS, S/O. BAPPUTTY,
THIRUNAVAYA AMSOM,
KARATHOOR DESOM,
P.O. KODAKKAL,
TIRUR TALUK,
MALAPPURAM DIST.**

**BY ADV. SRI.P.V.SURENDRANATH
SMT.M.S.BREEZ**

RESPONDENTS/PETITIONER:

**THAIPARAMBIL AMINU,
AGED 50 YRS,
W/O. HAMZA,
THIRUNAVAYA AMSOM,
KARATHOOR DESOM,
P.O. KODAKKAL,
TIRUR TALUK,
MALAPPURAM DIST.**

BY ADV. SRI.T.KRISHNAN UNNI

**THIS MISC. FIRST APPEAL HAVING COME UP FOR ADMISSION
ON 19/01/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

K.S. RADHAKRISHNAN & M.N. KRISHNAN, JJ.

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M.F.A. NO. 1268 OF 2001

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Dated this the 19th day of January, 2007.

J U D G M E N T

Radhakrishnan, J.

This appeal is preferred against the order in OP 427/99 which was filed by the respondent herein for future maintenance. The respondent herein was examined as PW1 and submitted that the appellant was not paying maintenance to her. The marriage is admitted and on the basis of oral and documentary evidence the family court came to a conclusion that she cannot maintain herself and hence it held that the petitioner is entitled to Rs.7,500/- from the respondent towards past maintenance from November 1997 to November 1999. She was also ordered future maintenance at the rate of Rs.300/- per month. In the facts and circumstances of the case, we are of the view that the order passed by the family Court does not require any interference. Hence, the appeal is dismissed.

K.S. RADHAKRISHNAN, JUDGE.

M.N. KRISHNAN, JUDGE.

ul/-

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**K.S. RADHAKRISHNAN &
M.N. KRISHNAN, JJ.**

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M.F.A. NO. 1268 OF 2001

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J U D G M E N T

19th January, 2007.